

WYANDOTTE TRIBE SETTLEMENT ACT

OCTOBER 28, 1999.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. YOUNG of Alaska, from the Committee on Resources,
submitted the following

REPORT

[To accompany H.R. 1533]

[Including cost estimate of the Congressional Budget Office]

The Committee on Resources, to whom was referred the bill (H.R. 1533) to compensate the Wyandotte Tribe of Oklahoma for the taking of certain rights by the Federal Government, and for other purposes, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE OF THE BILL

The purpose of H.R. 1533 is to compensate the Wyandotte Tribe for the taking of certain rights by the federal government.

BACKGROUND AND NEED FOR LEGISLATION

H.R. 1533, the proposed Wyandotte Tribe Settlement Act, would compensate the Wyandotte Indian Tribe for the taking, by the federal government, of exclusive use and occupancy of certain Wyandotte trust lands located in Wyandotte County, Kansas.

The Wyandotte Tribe lost a portion of its rights of use and occupancy to certain trust lands located in Wyandotte County, Kansas, upon the enactment of Public Law 105-83. That law imposed certain use limitations upon those tribal trust lands and precluded the Tribe's use of the land for any other purposes including gaming.

Subsequent to the enactment of Public Law 105-83, the Tribe reached agreement with the Unified Government of Wyandotte County and Kansas City under which the Unified Government agreed to support the Tribe in its acquisition, using its own tribal funds, of other land in Wyandotte County, distant from the Tribe's existing trust lands, which the Tribe could use for gaming purposes

so long as the Tribe acts in compliance with the Indian Gaming Regulatory Act.

H.R. 1533 directs the Secretary of the Interior to take into trust, for gaming purposes and for the benefit of the Wyandotte Tribe, a single parcel of real property, said parcel to be purchased by the Tribe within Wyandotte County, Kansas. Except for the taking of land into trust for the benefit of the Tribe, H.R. 1533 would not exempt the Wyandotte Tribe from any requirements or provisions of any federal law.

COMMITTEE ACTION

H.R. 1533 was introduced on April 22, 1999, by Congressman Dennis Moore (D-KS). The bill was referred to the Committee on Resources. On June 9, 1999, the Committee met to mark up the bill. No amendments were offered. A motion to order the previous question on the bill was ordered by a rollcall vote of 20–14, as follows:

Date: June 9, 1999. Roll No. 1. Bill No. H.R. 1533. Short Title Wyandotte Tribe Settlement Act. Amendment or matter voted on: Move Previous Question.

Member	Yea	Nay	Pres	Member	Yea	Nay	Pres
Mr. Young (Chairman)	X	.....	.....	Mr. Miller	X	.....	.....
Mr. Tauzin .....	.....	.....	.....	Mr. Rahall .....	.....	.....	.....
Mr. Hansen .....	.....	.....	.....	Mr. Vento	X	.....	.....
Mr. Saxton .....	.....	.....	.....	Mr. Kildee	X	.....	.....
Mr. Gallegly .....	.....	.....	.....	Mr. DeFazio .....	.....	.....	.....
Mr. Duncan	X	.....	.....	Mr. Faleomavaega .....	.....	.....	.....
Mr. Hefley .....	.....	X	.....	Mr. Abercrombie .....	.....	.....	.....
Mr. Doolittle .....	.....	X	.....	Mr. Ortiz .....	.....	.....	.....
Mr. Gilchrest	X	.....	.....	Mr. Pickett .....	.....	.....	.....
Mr. Calvert	X	.....	.....	Mr. Pallone .....	.....	.....	.....
Mr. Pombo .....	.....	X	.....	Mr. Dooley .....	.....	.....	.....
Mrs. Cubin .....	.....	X	.....	Mr. Romero-Barcelo	X	.....	.....
Mrs. Chenoweth .....	.....	X	.....	Mr. Underwood .....	.....	.....	.....
Mr. Radanovich .....	.....	X	.....	Mr. Kennedy .....	.....	.....	.....
Mr. Jones	X	.....	.....	Mr. Smith	X	.....	.....
Mr. Thornberry	X	.....	.....	Mr. John	X	.....	.....
Mr. Cannon .....	.....	X	.....	Mrs. Christensen	X	.....	.....
Mr. Brady	X	.....	.....	Mr. Kind	X	.....	.....
Mr. Peterson .....	.....	X	.....	Mr. Inslee .....	.....	.....	.....
Mr. Hill .....	.....	X	.....	Mrs. Napolitano	X	.....	.....
Mr. Schaffer .....	.....	X	.....	Mr. Tom Udall	X	.....	.....
Mr. Gibbons .....	.....	X	.....	Mr. Mark Udall	X	.....	.....
Mr. Souder .....	.....	.....	.....	Mr. Crowley	X	.....	.....
Mr. Walden .....	.....	X	.....	Mr. Holt .....	.....	.....	.....
Mr. Sherwood .....	.....	.....	.....	
Mr. Hayes	X	.....	.....		
Mr. Simpson .....	.....	X	.....			
Mr. Tancredo .....	.....	X	.....			

The bill was ordered favorably reported to the House of Representatives by voice vote.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Resources' oversight findings and recommendations are reflected in the body of this report.

CONSTITUTIONAL AUTHORITY STATEMENT

Article I, section 8 of the Constitution of the United States grants Congress the authority to enact this bill.

COMPLIANCE WITH HOUSE RULE XIII

1. Cost of Legislation. Clause 3(d)(2) of rule XIII of the Rules of the House of Representatives requires an estimate and a comparison by the Committee of the costs which would be incurred in carrying out this bill. However, clause 3(d)(3)(B) of that rule provides that this requirement does not apply when the Committee has included in its report a timely submitted cost estimate of the bill prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act of 1974.

2. Congressional Budget Act. As required by clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974, this bill does not contain any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures.

3. Government Reform Oversight Findings. Under clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the Committee has received no report of oversight findings and recommendations from the Committee on Government Reform on this bill.

4. Congressional Budget Office Cost Estimate. Under clause 3(c)(3) of rule XIII of the Rules of the House of Representatives and section 403 of the Congressional Budget Act of 1974, the Committee has received the following cost estimate for this bill from the Director of the Congressional Budget Office:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, June 21, 1999.

Hon. DON YOUNG,
*Chairman, Committee on Resources,
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 1533, the Wyandotte Tribe Settlement Act.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Megan Carroll.

Sincerely,

BARRY B. ANDERSON
(For Dan L. Crippen, Director).

Enclosure.

H.R. 1533—Wyandotte Tribe Settlement Act

H.R. 1533 would direct the Secretary of the Interior to take into trust for the Wyandotte Tribe of Oklahoma for gaming purposes a parcel of land in Wyandotte County, Kansas. CBO estimates that enacting this bill would have no significant impact on the federal budget. H.R. 1533 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.

The CBO staff contact is Megan Carroll. This estimate was approved by Paul N. Van de Water, Assistant Director for Budget Analysis.

COMPLIANCE WITH PUBLIC LAW 104-4

This bill contains no unfunded mandates.

PREEMPTION OF STATE, LOCAL, OR TRIBAL LAW

This bill is not intended to preempt any State, local, or tribal law.

CHANGES IN EXISTING LAW

If enacted, this bill would make no changes in existing law.

